

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF TEXAS
LUBBOCK DIVISION

STATE OF TEXAS,
STATE OF ALASKA,
STATE OF ALABAMA,
STATE OF ARKANSAS,
STATE OF FLORIDA,
STATE OF GEORGIA,
STATE OF INDIANA,
STATE OF IOWA,
STATE OF KANSAS,
STATE OF LOUISIANA,
STATE IF MISSOURI,
STATE OF MONTANA,
STATE OF NEBRASKA,
STATE OF SOUTH CAROLINA,
STATE OF SOUTH DAKOTA,
STATE OF UTAH, AND
STATE OF WEST VIRGINIA,

Plaintiffs,

v.

XAVIER BECERRA, in his official Capacity as
Secretary of Health and Human Services,
UNITED STATES DEPARTMENT OF
HEALTH AND HUMAN SERVICES,

Defendants.

CASE No. 5:24-cv-00225-C

PLAINTIFFS' UNOPPOSED MOTION TO AMEND SCHEDULING ORDER

Plaintiffs respectfully request to amend the Court's initial scheduling schedule, Dkt. 25, to allow each Party an additional 14 days to file their respective briefings. Plaintiffs' original Cross-Motion for Summary Judgment is due on January 15, 2025. Defendants' combined Cross-Motion for Summary Judgment and Opposition to Plaintiffs' Motion for Summary Judgment is currently due on February 12, 2025. Plaintiffs' combined Opposition to Defendants' Cross-Motion for Summary Judgment and Reply to Defendants' Opposition is currently due on March 12, 2025. Finally, Defendants' Reply to Plaintiffs' Opposition is due on April 9, 2025. Plaintiffs now request that these deadlines each be extended by 14 days.

Good cause exists for this extension. Per the Court's scheduling order. The administrative record for this matter was filed on December 15, 2024. Dkt. 25. The administrative record is voluminous, comprising of over 23,000 pages. Due to the holidays, as well as some technical issues transmitting the record amongst co-plaintiffs, Plaintiffs have not had adequate time to conduct a thorough analysis of the administrative record.

This extension will not prejudice the parties, as shown by Defendants' lack of opposition. It also will not interfere with any hearings in this proceeding, as none have been scheduled yet.

CONCLUSION

For the foregoing reasons, the Court should amend the current scheduling order, Dkt. 25, extending each applicable briefing deadline by 14 days. A proposed order is attached.

Dated: January 10, 2025.

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CERTIFICATE OF CONFERENCE

I hereby certify that on January 10, 2025, counsel conferred with opposing counsel, via email regarding this Motion. Defendants do not oppose the amended scheduling order.

/s/ Zachary Rhines

Zachary Rhines

CERTIFICATE OF SERVICE

I certify that a true and accurate copy of the foregoing document was filed electronically (via CM/ECF) on January 10, 2025 and that all counsel of record were served by CM/ECF.

/s/ Zachary Rhines

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